



PATENT APPLICATION # 42 (N/E)

THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

AUG 23 1994

Adang et al

Application No: 07/713,624

Group Art Unit: 1804,

BOARD OF PATENT APPEALS
AND INTERFERENCES

Filed: June 10, 1991

Examiner: Dr. Che Chereskin

For: INSECT RESISTANT PLANTS

DECLARATION UNDER 37 C.F.R. §1.132
REGARDING AMENDATORY MATERIAL INCORPORATED BY REFERENCE

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

I, Thomas J. Macpeak, declare and state:

I have an Associate Power of Attorney to prosecute the above-identified application.

I further declare and state that the amendatory material sought to be inserted into the present specification, from page 194 to page 310, consists of the same material incorporated by reference in the above-identified application at page 37, line 24 and page 38, line 1. The amendatory material exactly corresponds to the complete specification (absent the claims and abstract) of US Patent Application Serial Number 06/617,321 and the complete specification (absent the claims and abstract) of US Patent Application Serial Number 07/242,482.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the

Declaration Under 37 C.F.R. §1.132

USSN 07/713,624

like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Date: 08/22/94

Thomas J. Macpeak
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